IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SHOW CAUSE NOTICE NO. 1321 OF 2005

IN

NOTICE OF MOTION NO. 2374 OF 2005

IN

SUIT NO. 2228 OF 2005

Epitome Entertainment P.Ltd .....**Plffs.**
vs.
Indus Warm Syndicate and anr. .....**Defnds.**

H.N. Thakore a/w. Ms. Agnes Baradia
i/b. Thakore Jariwala and Associates
for the plaintiffs.
A.M. Saraogi for defendant no.2.

CORAM: S.U. KAMDAR, J.

DATE : 12th January,2006.

P.C. :.

1. Pursuant to issuance of show cause notice contemner no.2 is present in court. He gives an undertaking through his counsel that he will deposit sum of Rs.5 lacs as per order dated

26.8.2005 within a period of one week from today. Undertaking accepted. He has tendered an unconditional apology for non-compliance of the order. Learned counsel has submitted that he be permitted to apply for reconsideration of the quantum of the amount which has been directed to be deposited and he would deposit the same without prejudice to his right to apply for reconsideration of the said quantum. If the said amount is deposited deposited then he will be at liberty to apply for reconsideration of quantum which will be decided on its own merits. The said application will be permitted to be made on the basis facts including the facts which are already placed on record in the two affidavits filed by the defendant. Show Cause notice is accordingly discharged. No order as to costs.

sd/-

(S.U. KAMDAR, J)